

**PETITION UNDER 28 USC § 2254 FOR WRIT OF
HABEAS CORPUS BY A PERSON IN STATE CUSTODY**

If petitioner is attacking a judgment which imposed a sentence to be served in the future, petitioner must file in the name of the state where judgment was entered. If petitioner has a sentence to be served in the future under a federal judgment which he wishes to attack, he should file a motion under 28 U.S.C. § 2255, in the federal court which entered the judgment.)

PETITION FOR WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY

Instructions – Read Carefully

- (1) This petition must be legibly handwritten or typewritten, and signed by the petitioner under the penalty of perjury. Any false statement of a material fact may serve as the basis for prosecution and conviction for perjury. All questions must be answered concisely in the proper space on the form.
- (2) Additional pages are not permitted except with respect to the facts which you rely upon to support your grounds for relief. No citation of authorities need be furnished. If briefs or arguments are submitted, they should be submitted in the form of a separate memorandum.
- (3) Upon receipt of a fee of \$5 your petition will be filed if it is in proper order.
- (4) If you do not have the necessary funds for transcripts, counsel, appeal, and other costs connected with a motion of this type, you may request permission to proceed *in forma pauperis*, in which event you must execute form AO 240 or any other form required by the court, setting forth information establishing your inability to pay the costs. If you wish to proceed *in forma pauperis*, you must have an authorized officer at the penal institution complete the certificate as to the amount of money and securities on deposit to your credit in any account in the institution. If your personal account exceeds \$ _____, you must pay the filing fee as required by the rules of the district court.
- (5) Only judgments entered by one court may be challenged in a single motion. If you seek to challenge judgments entered by different courts either in the same state or in different states, you must file separate petitions to each court.
- (6) Your attention is directed to the fact that you must include all grounds for relief and all facts supporting such grounds for relief in the petition you file seeking relief from any judgment of conviction.
- (7) When the petition is fully completed, the original and at least two copies must be mailed to the Clerk of the United States District Court whose address is
- (8) Petitions which do not conform to these instructions will be returned with a notation as to the deficiency.

PETITION UNDER 28 USC § 2254 F WRIT OF

AO 241 (Rev. 5/85)

HABEAS CORPUS BY A PERSON IN STATE CUSTODY

United States District Court		District	SUFFOLK COUNTY
Name	CHRISTOPHER R. BOUSQUET	Prisoner No.	W-44500
		Case No.	SJ-99-0051
Place of Confinement	SOUZA-BARANOWSKI CORRECTIONAL CENTER PO BOX 8000 SHIRLEY, MASS. 01464		
Name of Petitioner (include name under which convicted)		Name of Respondent (authorized person having custody of petitioner)	
CHRISTOPHER R. BOUSQUET		EDWARD FICCO, S.B.C.	
The Attorney General of the State of: THOMAS F. REILLY			

PETITION

- Name and location of court which entered the judgment of conviction under attack COMMONWEALTH OF MASSACHUSETTS, Supreme Judicial Court.
 - Date of judgment of conviction AUGUST 9, 2001
 - Length of sentence 1ST DEGREE LIFE
 - Nature of offense involved (all counts) MURDER.
5. What was your plea? (Check one)
- (a) Not guilty ☒
- (b) Guilty ☐
- (c) Nolo contendere ☐
- If you entered a guilty plea to one count or indictment, and not a guilty plea to another count or indictment, give details:
6. If you pleaded not guilty, what kind of trial did you have? (Check one)
- (a) Jury ☒
- (b) Judge only ☐
7. Did you testify at the trial?
- Yes ☐ No ☒
8. Did you appeal from the judgment of conviction?
- Yes ☒ No ☐

AO 241 (Rev. 5/85)

9. If you did appeal, answer the following:

(a) Name of court Supreme Judicial Court of MASS.(b) Result Judgment Affirmed(c) Date of result and citation, if known July 5, 1990(d) Grounds raised Juvenile Transfer, ineffective ASSISTANCE of counsel, voluntary INTOX, Capacity.

(e) If you sought further review of the decision on appeal by a higher state court, please answer the following:

(1) Name of court Superior Court Bristol County 19043(2) Result Denied without hearing, O'Neill(3) Date of result and citation, if known NOV. 18, 1997(4) Grounds raised TRANSFER hearings, ineffective ASS-ISTANCE of counsel, CRIMINAL responsibility-

(f) If you filed a petition for certiorari in the United States Supreme Court, please answer the following with respect to each direct appeal:

(1) Name of court _____

(2) Result _____

(3) Date of result and citation, if known _____

(4) Grounds raised _____

10. Other than a direct appeal from the judgment of conviction and sentence, have you previously filed any petitions, applications, or motions with respect to this judgment in any court, state or federal?

Yes ☒ No ☐

11. If your answer to 10 was "yes," give the following information:

(a) (1) Name of court Supreme Judicial Court Suffolk County(2) Nature of proceeding Appeal denial of motion for new TRIAL.(3) Grounds raised hearings, REPRESENTATION mental CAPACITY - CRIM. responsibility, etc.

AO 241 (Rev. 5/85)

- (4) Did you receive an evidentiary hearing on your petition, application or motion? 3/21/01 CORDY, J.
 Yes ☒ No ☐

(5) Result denied ROBERT CORDY ASS. JUSTICE

(6) Date of result AUGUST 9, 2001

- (b) As to any second petition, application or motion give the same information:
NEW docket date of 7-9-03, NEVER PREVIOUS INFORMED

(1) Name of court _____

(2) Nature of proceeding _____

(3) Grounds raised _____

- (4) Did you receive an evidentiary hearing on your petition, application or motion?
 Yes ☐ No ☐

(5) Result _____

(6) Date of result _____

- (c) Did you appeal to the highest state court having jurisdiction the result of action taken on any petition, application or motion?

(1) First petition, etc. Yes ☒ No ☐

(2) Second petition, etc. Yes ☒ No ☐

- (d) If you did *not* appeal from the adverse action on any petition, application or motion, explain briefly why you did not:

12. State *concisely* every ground on which you claim that you are being held unlawfully. Summarize *briefly* the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting the same.

Caution: In order to proceed in the federal court, you must ordinarily first exhaust your available state court remedies as to each ground on which you request action by the federal court. If you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds at a later date.

For your information, the following is a list of the most frequently raised grounds for relief in habeas corpus proceedings. Each statement preceded by a letter constitutes a separate ground for possible relief. You may raise any grounds which you may have other than those listed if you have exhausted your state court remedies with respect to them. However, *you should raise in this petition all available grounds* (relating to this conviction) on which you base your allegations that you are being held in custody unlawfully.

Do not check any of these listed grounds. If you select one or more of these grounds for relief, you must allege facts. The petition will be returned to you if you merely check (a) through (j) or any one of these grounds.

- (a) Conviction obtained by plea of guilty which was unlawfully induced or not made voluntarily with understanding of the nature of the charge and the consequences of the plea.
- (b) Conviction obtained by use of coerced confession.
- (c) Conviction obtained by use of evidence gained pursuant to an unconstitutional search and seizure.
- (d) Conviction obtained by use of evidence obtained pursuant to an unlawful arrest.
- (e) Conviction obtained by a violation of the privilege against self-incrimination.
- (f) Conviction obtained by the unconstitutional failure of the prosecution to disclose to the defendant evidence favorable to the defendant.
- (g) Conviction obtained by a violation of the protection against double jeopardy.
- (h) Conviction obtained by action of a grand or petit jury which was unconstitutionally selected and impaneled.
- (i) Denial of effective assistance of counsel.
- (h) Denial of right of appeal.

A. Ground one: (B) - I WAS MANIPULATED INTO MAKING
CONFESSON, DID NOT REALIZE SELF INCRIMINATION

Supporting FACTS (state *briefly* without citing cases or law) VIDEO TAPED
CONFESSON - EXHIBIT A

B. Ground two: (B) Thus SAID SAME ABOVE -

Supporting FACTS (state *briefly* without citing cases or law) I THOUGHT I
WOULD DO TIME FOR MY GUILT - THEY
MADE A ORAL DEAL BEFORE THE TAPING,
AND THOUGH I WAIVED MY RIGHTS, I
WAS NOT AWARE AND DID NOT REALIZE
LAW, ETC -

AO 241 (Rev. 5/85)

C. Ground three: (1) In effective ASSISTANCE -

Supporting FACTS (state briefly without citing cases or law) Though denied all
STATE appeals on these said grounds -
I feel I was let down by trial
lawyer - even syc said he did not raise
CRIMINAL RESPONSIBILITY - in their orders -
I feel I was pushed through and got
a first degree - I feel its to much.

D. Ground four: MENTAL CAPACITY - CRIMINAL RESPON-
SIBILITY -

Supporting FACTS (state briefly without citing cases or law) I WAS NOT AN
Adult when crime happened - I did
NOT KNOW AND realize my actions were
SO GREAT - psych. (report in my case)
which was argued should have been used
and was not -

13. If any of the grounds listed in 12A, B, C, and D were not previously presented in any other court, state or federal, state briefly what grounds were not so presented, and give your reasons for not presenting them: I'm SURE

Theres some like mental capacity - rather
than crim. respon. - and or others - I'm not
a lawyer and need one - I'm TRYING BEST I CAN

14. Do you have any petition or appeal now pending in any court, either state or federal, as to the judgment under attack?

Yes ☐ No ☒

15. Give the name and address, if known, of each attorney who represented you in the following stages of judgment attacked herein:

(a) At preliminary hearing KENNETH SULLIVAN

(b) At arraignment and plea KENNETH SULLIVAN

AO 241 (Rev. 5/85)

- (c) At trial Kenneth Sullivan
- (d) At sentencing Kenneth Sullivan 257 NO MAIN ST
FALL RIVER, MASS. 678-8388 (Retired)
- (e) On appeal Eileen A Gnes 10 Palmer Road
FRAMINGHAM, MASS 01701 508-879-7474
- (f) In any post-conviction proceeding _____
- (g) On appeal from any adverse ruling in a post-conviction proceeding 10 South Main St
James A. Couture - Belcher Town, MA 01007
508-413-323-7486

16. Were you sentenced on more than one count of an indictment, or on more than one indictment, in the same court and the same time?

Yes ☐No ☒

17. Do you have any future sentence to serve after you complete the sentence imposed by the judgment under attack?

Yes ☐No ☒

(a) If so, give name and location of court which imposed sentence to be served in the future: _____

(b) Give date and length of the above sentence: _____

(c) Have you filed, or do you contemplate filing, any petition attacking the judgment which imposed the sentence to be served in the future?

Yes ☐No ☐

Wherefore, petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding.

 Signature of Attorney (if any)

I declare under penalty of perjury that the foregoing is true and correct. Executed on

3-23-04

(date)

Christopher R. Bouquet
 Signature of Petitioner



**PETITION UNDER 28 USC § 2254 FOR WRIT OF
HABEAS CORPUS BY A PERSON IN STATE CUSTODY**

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PETITION UNDER 28 USC § 2254 FOR WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY

X

United States District Court		District	SUFFOLK COUNTY
Name	CHRISTOPHER R. BOUSQUET	Prisoner No.	W-44500
		Case No.	SJ-99-0051
Place of Confinement	SOUZA-BARANOWSKI CORRECTIONAL CENTER PO BOX 8000 SHIRLEY, MASS. 01464		
Name of Petitioner (include name under which convicted)		Name of Respondent (authorized person having custody of petitioner)	
CHRISTOPHER R. BOUSQUET		EDWARD FIOCCO, S.B.C.	
The Attorney General of the State of: THOMAS F. REILLY			

PETITION

- Name and location of court which entered the judgment of conviction under attack COMMONWEALTH OF MASSACHUSETTS, Supreme Judicial Court.
 - Date of judgment of conviction AUGUST 9, 2001
 - Length of sentence 1ST DEGREE LIFE
 - Nature of offense involved (all counts) MURDER.
5. What was your plea? (Check one)
- (a) Not guilty ☒
- (b) Guilty ☐
- (c) Nolo contendere ☐
- If you entered a guilty plea to one count or indictment, and not a guilty plea to another count or indictment, give details:
6. If you pleaded not guilty, what kind of trial did you have? (Check one)
- (a) Jury ☒
- (b) Judge only ☐
7. Did you testify at the trial?
- Yes ☐ No ☒
8. Did you appeal from the judgment of conviction?
- Yes ☒ No ☐

9. If you did appeal, answer the following:

- (a) Name of court SUPREME JUDICIAL COURT OF MASS.
 (b) Result JUDGEMENT AFFIRMED
 (c) Date of result and citation, if known JULY 5, 1990
 (d) Grounds raised JUVENILE TRANSFER, INEFFECTIVE ASSISTANCE OF COUNSEL, VOLUNTARY INTOX, CAPACITY.

(e) If you sought further review of the decision on appeal by a higher state court, please answer the following:

- (1) Name of court SUPERIOR COURT BRISTOL COUNTY 19043
 (2) Result DENIED WITHOUT HEARING, O'NEILL
 (3) Date of result and citation, if known NOV. 18, 1997
 (4) Grounds raised TRANSFER HEARINGS, INEFFECTIVE ASSISTANCE OF COUNSEL, CRIMINAL RESPONSIBILITY -

(f) If you filed a petition for certiorari in the United States Supreme Court, please answer the following with respect to each direct appeal:

- (1) Name of court _____
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 (4) Grounds raised _____

10. Other than a direct appeal from the judgment of conviction and sentence, have you previously filed any petitions, applications, or motions with respect to this judgment in any court, state or federal?

Yes ☒ No ☐

11. If your answer to 10 was "yes," give the following information:

- (a) (1) Name of court SUPREME JUDICIAL COURT SUFFOLK COUNTY
 (2) Nature of proceeding APPEAL DENIAL OF MOTION FOR NEW TRIAL.
 (3) Grounds raised HEARINGS, REPRESENTATION, MENTAL CAPACITY - CRIM. RESPONSIBILITY, ETC.

- (4) Did you receive an evidentiary hearing on your petition, application or motion? *3/21/01 CORDY, J.*
 Yes ☒ No ☐

(5) Result *denied ROBERT CORDY ASS. JUSTICE*

(6) Date of result *AUGUST 9, 2001*

- (b) As to any second petition, application or motion give the same information:
NEW docket date of 7-9-03, NEVER PREVIOUS INFORMED

(1) Name of court _____

(2) Nature of proceeding _____

(3) Grounds raised _____

- (4) Did you receive an evidentiary hearing on your petition, application or motion?
 Yes ☐ No ☐

(5) Result _____

(6) Date of result _____

- (c) Did you appeal to the highest state court having jurisdiction the result of action taken on any petition, application or motion?

(1) First petition, etc. Yes ☒ No ☐

(2) Second petition, etc. Yes ☒ No ☐

- (d) If you did *not* appeal from the adverse action on any petition, application or motion, explain briefly why you did not:

12. State *concisely* every ground on which you claim that you are being held unlawfully. Summarize *briefly* the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting the same.

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Do not check any of these listed grounds. If you select one or more of these grounds for relief, you must allege facts. The petition will be returned to you if you merely check (a) through (j) or any one of these grounds.

- (a) Conviction obtained by plea of guilty which was unlawfully induced or not made voluntarily with understanding of the nature of the charge and the consequences of the plea.
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- (f) Conviction obtained by the unconstitutional failure of the prosecution to disclose to the defendant evidence favorable to the defendant.
- (g) Conviction obtained by a violation of the protection against double jeopardy.
- (h) Conviction obtained by action of a grand or petit jury which was unconstitutionally selected and impaneled.
- (i) Denial of effective assistance of counsel.
- (h) Denial of right of appeal.

A. Ground one: (B) - I WAS MANIPULATED INTO MAKING
CONFESSON, did NOT realize self incrimination

Supporting FACTS (state briefly without citing cases or law) Video Taped
CONFESSON - EXHIBIT A

B. Ground two: (B) Thus said same above -

Supporting FACTS (state briefly without citing cases or law) I Thought I
would do time for my guilt - They
made A oral deal before the taping,
and though I waived my rights, I
was NOT aware and did not realize
LAW, ETC -



C. Ground three: (1) In effective Assistance -

Supporting FACTS (state briefly without citing cases or law) Though denied all
STATE appeals on these said grounds -
I feel I was let down by trial
lawyer - even syc said he did not raise
CRIMINAL responsibility - in their orders
I feel I was pushed through and got
a first degree - I feel its to much,

D. Ground four: mental capacity - CRIMINAL respon-
sibility -

Supporting FACTS (state briefly without citing cases or law) I WAS NOT AN
Adult when crime happened - I did
NOT KNOW AND realize my actions were
SO GREAT - psych. (report in my case)
which was argued should have been used
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13. If any of the grounds listed in 12A, B, C, and D were not previously presented in any other court, state or federal, state briefly what grounds were not so presented, and give your reasons for not presenting them: I'm sure

Theres some like mental capacity - rather
than crim. respon. - and or others - I'm not
a lawyer and need one - I'm TRYING BEST I CAN

14. Do you have any petition or appeal now pending in any court, either state or federal, as to the judgment under attack?

Yes ☐

No ☒

15. Give the name and address, if known, of each attorney who represented you in the following stages of judgment attacked herein:

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FALL RIVER, MASS. 678-8388 (Retired)
- (e) On appeal Eileen A Gnes 10 Palmer Road
FRAMINGHAM, MASS 01701 508-879-7474
- (f) In any post-conviction proceeding _____
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James A. Couture - Belcher Town, MA 01007
~~408~~ - 413-323-7486

16. Were you sentenced on more than one count of an indictment, or on more than one indictment, in the same court and the same time?

Yes ☐ No ☒

17. Do you have any future sentence to serve after you complete the sentence imposed by the judgment under attack?

Yes ☐ No ☒

(a) If so, give name and location of court which imposed sentence to be served in the future: _____

(b) Give date and length of the above sentence: _____

(c) Have you filed, or do you contemplate filing, any petition attacking the judgment which imposed the sentence to be served in the future?

Yes ☐ No ☐

Wherefore, petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding.

Signature of Attorney (if any)

I declare under penalty of perjury that the foregoing is true and correct. Executed on

3-23-04

(date)

Christopher R. Bouquet
Signature of Petitioner



**PETITION UNDER 28 USC § 2254 FOR WRIT OF
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PETITION FOR WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY

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AO 241 (Rev. 5/85)

PETITION UNDER 28 USC § 2254 FOR WRIT OF
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United States District Court		District	SUFFOLK COUNTY
Name	CHRISTOPHER R. BOUSQUET	Prisoner No.	W-44500
		Case No.	SJ-99-0051
Place of Confinement	SOUZA-BARANOWSKI CORRECTIONAL CENTER PO BOX 8000 SHIRLEY, MASS. 01464		
Name of Petitioner (include name under which convicted)		Name of Respondent (authorized person having custody of petitioner)	
CHRISTOPHER R. BOUSQUET		V. EDWARD FIOCO, S.B.C.	
The Attorney General of the State of: THOMAS F. REILLY			

PETITION

- Name and location of court which entered the judgment of conviction under attack COMMONWEALTH OF MASSACHUSETTS, Supreme Judicial Court.
 - Date of judgment of conviction AUGUST 9, 2001
 - Length of sentence 1ST DEGREE LIFE
 - Nature of offense involved (all counts) MURDER.
5. What was your plea? (Check one)
- (a) Not guilty ☒
- (b) Guilty ☐
- (c) Nolo contendere ☐
- If you entered a guilty plea to one count or indictment, and not a guilty plea to another count or indictment, give details:
6. If you pleaded not guilty, what kind of trial did you have? (Check one)
- (a) Jury ☒
- (b) Judge only ☐
7. Did you testify at the trial?
- Yes ☐ No ☒
8. Did you appeal from the judgment of conviction?
- Yes ☒ No ☐

9. If you did appeal, answer the following:

- (a) Name of court SUPREME JUDICIAL COURT OF MASS.
- (b) Result JUDGEMENT AFFIRMED
- (c) Date of result and citation, if known JULY 5, 1990
- (d) Grounds raised JUVENILE TRANSFER, INEFFECTIVE ASSISTANCE OF COUNSEL, VOLUNTARY INTOX, CAPACITY.
- (e) If you sought further review of the decision on appeal by a higher state court, please answer the following: 44
- (1) Name of court SUPERIOR COURT BRISTOL COUNTY 19043
- (2) Result DENIED WITHOUT HEARING, O'NEILL
- (3) Date of result and citation, if known NOV. 18, 1997
- (4) Grounds raised TRANSFER HEARINGS, INEFFECTIVE ASSISTANCE OF COUNSEL, CRIMINAL RESPONSIBILITY.

(f) If you filed a petition for certiorari in the United States Supreme Court, please answer the following with respect to each direct appeal:

- (1) Name of court _____
- (2) Result _____
- (3) Date of result and citation, if known _____
- (4) Grounds raised _____

10. Other than a direct appeal from the judgment of conviction and sentence, have you previously filed any petitions, applications, or motions with respect to this judgment in any court, state or federal?

Yes ☒ No ☐

11. If your answer to 10 was "yes," give the following information:

- (a) (1) Name of court SUPREME JUDICIAL COURT SUFFOLK COUNTY
- (2) Nature of proceeding APPEAL DENIAL OF MOTION FOR NEW TRIAL.
- (3) Grounds raised HEARINGS, REPRESENTATION, MENTAL CAPACITY - CRIM. RESPONSIBILITY, ETC.



(4) Did you receive an evidentiary hearing on your petition, application or motion? 3/21/01 CORDY, J.
 Yes ☒ No ☐

(5) Result denied ROBERT CORDY ASS. JUSTICE

(6) Date of result AUGUST 9, 2001

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(c) Did you appeal to the highest state court having jurisdiction the result of action taken on any petition, application or motion?

(1) First petition, etc. Yes ☒ No ☐

(2) Second petition, etc. Yes ☒ No ☐

(d) If you did *not* appeal from the adverse action on any petition, application or motion, explain briefly why you did not:

12. State *concisely* every ground on which you claim that you are being held unlawfully. Summarize *briefly* the *facts* supporting each ground. If necessary, you may attach pages stating additional grounds and *facts* supporting the same.

Caution: In order to proceed in the federal court, you must ordinarily first exhaust your available state court remedies as to each ground on which you request action by the federal court. If you fail to set forth all grounds in this petition, you may be barred from presenting additional grounds at a later date.



For your information, the following is a list of the most frequently raised grounds for relief in habeas corpus proceedings. Each statement preceded by a letter constitutes a separate ground for possible relief. You may raise any grounds which you may have other than those listed if you have exhausted your state court remedies with respect to them. However, *you should raise in this petition all available grounds* (relating to this conviction) on which you base your allegations that you are being held in custody unlawfully.

Do not check any of these listed grounds. If you select one or more of these grounds for relief, you must allege facts. The petition will be returned to you if you merely check (a) through (j) or any one of these grounds.

- (a) Conviction obtained by plea of guilty which was unlawfully induced or not made voluntarily with understanding of the nature of the charge and the consequences of the plea.
- (b) Conviction obtained by use of coerced confession.
- (c) Conviction obtained by use of evidence gained pursuant to an unconstitutional search and seizure.
- (d) Conviction obtained by use of evidence obtained pursuant to an unlawful arrest.
- (e) Conviction obtained by a violation of the privilege against self-incrimination.
- (f) Conviction obtained by the unconstitutional failure of the prosecution to disclose to the defendant evidence favorable to the defendant.
- (g) Conviction obtained by a violation of the protection against double jeopardy.
- (h) Conviction obtained by action of a grand or petit jury which was unconstitutionally selected and impaneled.
- (i) Denial of effective assistance of counsel.
- (h) Denial of right of appeal.

A. Ground one: (B) - I WAS MANIPULATED INTO MAKING
CONFESION, DID NOT REALIZE SELF INCRIMINATION

Supporting FACTS (state briefly without citing cases or law) VIDEO TAPED
CONFESION - EXHIBIT A

B. Ground two: (B) THIS SAYS SAME ABOVE -

Supporting FACTS (state briefly without citing cases or law) I THOUGHT I
WOULD DO TIME FOR MY GUILT - THEY
MADE A ORAL DEAL BEFORE THE TAPING,
AND THOUGH I WAIVED MY RIGHTS, I
WAS NOT AWARE AND DID NOT REALIZE
LAW, ETC -



C. Ground three: (1) In effective ASSISTANCE -

Supporting FACTS (state briefly without citing cases or law) Though denied all STATE appeals on these same grounds - I feel I WAS let down by trial lawyer - even NYC said he did not raise CRIMINAL responsibility - in their orders I feel I WAS pushed through and got a first degree - I feel its to much.

D. Ground four: MENTAL CAPACITY - CRIMINAL RESPONSIBILITY -

Supporting FACTS (state briefly without citing cases or law) I WAS NOT AN Adult when crime happened - I did not know and realize my actions were so great - psych. (report in my case) which was argued should have been used and was not.

13. If any of the grounds listed in 12A, B, C, and D were not previously presented in any other court, state or federal, state briefly what grounds were not so presented, and give your reasons for not presenting them: I'm SURE

THERES SOME LIKE mental capacity - rather than CRIM. RESPON. - AND OR OTHERS - I'm NOT A lawyer and need one - I'm TRYING BEST I CAN

14. Do you have any petition or appeal now pending in any court, either state or federal, as to the judgment under attack?
Yes ☐ No ☒

15. Give the name and address, if known, of each attorney who represented you in the following stages of judgment attacked herein:

(a) At preliminary hearing KENNETH SULLIVAN

(b) At arraignment and plea KENNETH SULLIVAN

- (c) At trial Kenneth Sullivan
- (d) At sentencing Kenneth Sullivan 257 NO MAIN ST
FALL RIVER, MASS. 678-8388 (Retired)
- (e) On appeal Eileen A Gnes 10 Palmer Road
FRAMINGHAM, MASS 01701 508-879-7474
- (f) In any post-conviction proceeding _____
- (g) On appeal from any adverse ruling in a post-conviction proceeding 10 South Main St
James A. Couture - Belcher Town, MA 01007
~~508~~-413-323-7486

16. Were you sentenced on more than one count of an indictment, or on more than one indictment, in the same court and the same time?

Yes ☐ No ☒

17. Do you have any future sentence to serve after you complete the sentence imposed by the judgment under attack?

Yes ☐ No ☒

(a) If so, give name and location of court which imposed sentence to be served in the future: _____

(b) Give date and length of the above sentence: _____

(c) Have you filed, or do you contemplate filing, any petition attacking the judgment which imposed the sentence to be served in the future?

Yes ☐ No ☐

Wherefore, petitioner prays that the Court grant petitioner relief to which he may be entitled in this proceeding.

Signature of Attorney (if any)

I declare under penalty of perjury that the foregoing is true and correct. Executed on

3-23-04

(date)

Christopher R. Bourquet
Signature of Petitioner